



NATIONAL SECURITY AGENCY  
FORT GEORGE G. MEADE, MARYLAND 20755-6000

Cases: 105591/Appeal: 5310  
105594/Appeal: 5309  
29 January 2019

Muckrock  
DEPT MR 63661 & 63660  
411A Highland Ave.  
Somerville, MA 02144-2516

Dear Mr. van Bergen:

Thank you for your 9 January 2019 letters appealing the response from the National Security Agency (NSA or Agency) to your requests under the Freedom of Information Act (FOIA). You have requested the following:

"I hereby request the document or documents - often called memorandum of understanding (MOU) or memorandum of agreement (MOA) that outline the current relationship between the National Security Agency and "Philips Crypto", and/or "Philips USFA", and/or "NV Philips Gloeilampenfabrieken", and/or Philips. Please include any processing notes made in completing this request." Assigned FOIA Case 105591

"I hereby request the document or documents - often called memorandum of understanding (MOU) or memorandum of agreement (MOA) that outline the current relationship between the National Security Agency and Fox-IT and/or Fox-IT crypto and/or Fox-IT high assurance. Please include any processing notes made in completing this request." Assigned FOIA Case 105594.

Your initial requests and appeals have been processed under the FOIA.

I have reviewed your requests, the Agency's 28 November 2018 response to you, and your letters of appeal. Based on my review, I have determined that the Agency's response to deny the material pursuant to the first<sup>1</sup> and third<sup>2</sup> exemptions of the FOIA was correct. Your appeals are therefore denied.

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<sup>1</sup> 5 U.S.C. § 552 (b)(1). Executive Order 13526, Sections 1.2 and 1.4(c).

<sup>2</sup> 5 U.S.C. § 552 (b)(3). Section 6, Public Law 86-36 (50 U.S.C. § 3605).

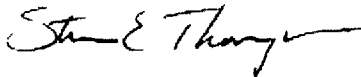
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You are hereby advised of your right pursuant to 5 U.S.C. § 552(a)(4)(B) to seek judicial review of this matter in the United States District Court in the district in which you reside, in which you have your principal place of business, in which the Agency records are situated (U.S. District Court of Maryland), or in the District of Columbia.

Finally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Rd - OGIS  
College Park, MD 20740  
ogis@nara.gov / (877) 684-6448 / (202) 741-5770 / Fax (202) 741-5769

Sincerely,

A handwritten signature in black ink, appearing to read "Steven E. Thompson", with a stylized flourish at the end.

STEVEN E. THOMPSON  
Freedom of Information/Privacy Act Appeal Authority